

REED SMITH LLP

A limited liability partnership formed in the State of Delaware

Colleen T. Davies (SBN 111371)  
Email: cdavies@reedsmith.com  
Steven J. Boranian (SBN 174183)  
Email: sboranian@reedsmith.com  
Karen A. Braje (SBN 193900)  
Email: kbraje@reedsmith.com  
Alison B. Riddell (SBN 246120)  
Email: ariddell@reedsmith.com  
REED SMITH LLP  
Two Embarcadero Center, Suite 2000  
San Francisco, CA 94111-3922

**Mailing Address:**  
P.O. Box 7936  
San Francisco, CA 94120-7936  
  
Telephone: +1 415 543 8700  
Facsimile: +1 415 391 8269

Attorneys for Defendants  
Merck & Co., Inc.,  
Schering-Plough Corporation and  
Merck-Schering Pharmaceuticals

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

ASEA/AFSCME LOCAL 52 HEALTH  
BENEFITS TRUST, and CLAUDE EDWARDS,  
on behalf of themselves and all others similarly  
situated,

Plaintiffs,

vs.

MERCK & CO., INC.; SCHERING-PLOUGH  
CORPORATION; and MERCK/SCHERING-  
PLOUGH PHARMACEUTICALS,

Defendants.

No.: C 08-0531 JL

**DECLINATION TO PROCEED BEFORE A  
MAGISTRATE JUDGE AND REQUEST  
FOR REASSIGNMENT TO A UNITED  
STATES DISTRICT JUDGE**

Compl. Filed: January 23, 2008  
Trial Date: None set  
Disc. Cut-Off: None set

Honorable James Larson

No.: C 08-0531 JL

DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A  
UNITED STATES DISTRICT JUDGE

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party hereby declines to consent to the assignment of this case to a United States Magistrate Judge for trial and disposition and hereby requests the reassignment of this case to a United States District Judge.

DATED: February 19, 2008.

REED SMITH LLP

By /s/ Steven J. Boranian  
Steven J. Boranian  
Attorneys for Defendants  
Merck & Co., Inc.,  
Schering-Plough Corporation and  
Merck-Schering Pharmaceuticals

REED SMITH LLP  
A limited liability partnership formed in the State of Delaware